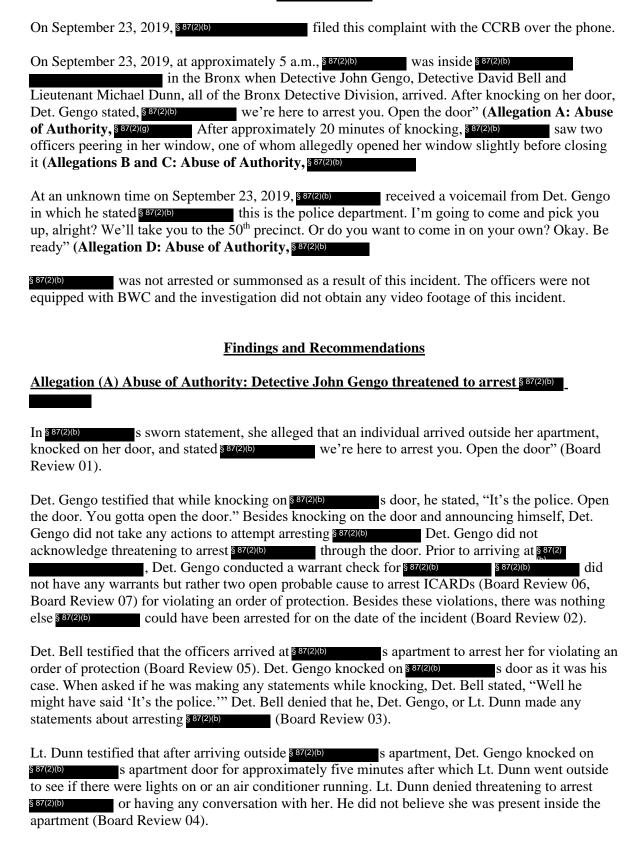
CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:		Force		Discourt.	☐ U.S.
Noa Street-Sachs		Squad #8	201908358	Ø	Abuse		O.L.	☐ Injury
Incident Date(s)		Location of Incident:		P	Precinct: 18 Mo. SOL			EO SOL
Monday, 09/23/2019 5:00 AM		§ 87(2)(b)			50	3/2	23/2021	11/7/2021
Date/Time CV Reported		CV Reported At: How CV Reported		: Date/Time Received at CCRB				
Mon, 09/23/2019 9:31 AM		CCRB Phone			Mon, 09/23/2019 9:31 AM			1
Complainant/Victim	Type Home Address							
Subject Officer(s)	Shield	TaxID	Command					
1. DT1 John Gengo	00182	881817	DBBX OP					
2. LT Michael Dunn	00000	920239	DBBX OP					
Witness Officer(s)	Shield N	o Tax No	Cmd Name					
1. DT2 David Bell	07893	918576	DBBX OP					
Officer(s)	Allegatio	on			Inve	stiga	tor Recon	nmendation
A.DT1 John Gengo	Abuse: Detective John Gengo threatened to arrest § 87(2)(b)							
B.LT Michael Dunn	Abuse: Lieutenant Michael Dunn entered § 87(2)(b) in the Bronx.							
C.LT Michael Dunn	Abuse: Lieutenant Michael Dunn searched § 87(2)(b) in the Bronx.							
D.DT1 John Gengo	Abuse: Detective John Gengo threatened to arrest series over the phone.							

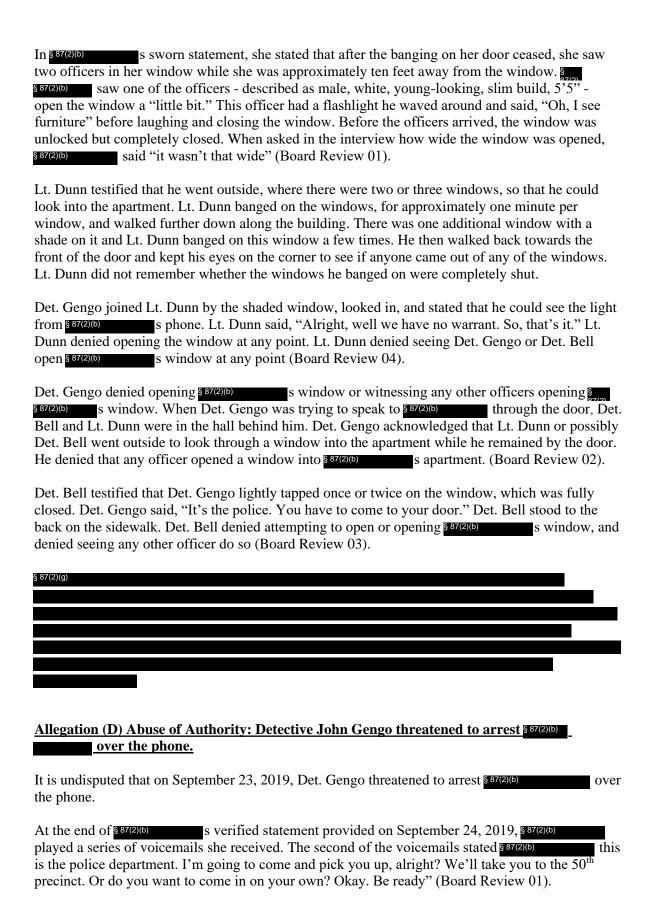
Case Summary



threat of arrest against him. On October 25, 2019, Officer Andrew Greges was interviewed at the CCRB for \$87(2)(b) concurrent CCRB complaint, § 87(2)(b) interview, Officer Greges provided the investigation with the order of protection, both ICARDs, the complaint report, and a photo identifying § 87(2)(b) accompanied by the victim's signature and statement. The order of protection that Officer Greges provided, which was active until §87(2)(6) was in protection of \$87(2)(b) and was issued against \$87(2)(b) (Board Review 05). The ICARDS, one pertaining to the September 5, 2019 incident and one pertaining to the September 11, 2019 incident, were both generated by Officer Greges on § 87(2)(b) were both for probable cause to arrest (Board Review 06, Board Review 07). The UF61 complaint report, complaint § 87(2)(b) , included the following narrative: § 87(2) " (Board Review 08). The photo of \$87(2)(b) included the following statement signed by \$87(2)(b) "I am identifying this person as \$37(2)(b) On Sept. 5th and Sept. 11th, she violated an order of protection by banging on my door and harassing me outside as well" (Board Review 09). New York Penal Law 215.51 states that a person is guilty of criminal contempt in the first degree when (b) in violation of a duly served order of protection, or such order of which the defendant has actual knowledge because he or she was present in court when such order was issued, or an order of protection issued by a court of competent jurisdiction in this or another state, territorial or tribal jurisdiction, he or she (vi) by physical menace, intentionally places or attempts to place a person for whose protection such order was issued in reasonable fear of death, imminent serious physical injury or physical injury (Board Review 10). Allegation (B) Abuse of Authority: Lieutenant Michael Dunn entered §87(2)(6) in the Bronx. Allegation (C) Abuse of Authority: Lieutenant Michael Dunn searched § 87(2)(b) in the Bronx.

Given that Det. Gengo was the primary officer announcing their presence outside \$87(2)(6)

door, and that this was his case, the investigation determined he was the subject officer and pled the



Det. Gengo testified that he might have left a voicemail for \$87(2)(5) on September 23, 2019. When this voicemail was played for Det. Gengo at the end of his CCRB interview, Det. Gengo identified the voice as his own. As noted above in Allegation A, Det Gengo learned that (Board Review 02). The investigation obtained the order of protection, both ICARDs, the complaint report, and a photo identifying (SOCO) with the victim's signature and statement on it (Board Review 05, Board Review 06, Board Review 07, Board Review 08, and Board Review 09).

New York Penal Law 215.51 states that a person is guilty of criminal contempt in the first degree when (b) in violation of a duly served order of protection, or such order of which the defendant has actual knowledge because he or she was present in court when such order was issued, or an order of protection issued by a court of competent jurisdiction in this or another state, territorial or tribal jurisdiction, he or she (vi) by physical menace, intentionally places or attempts to place a person for whose protection such order was issued in reasonable fear of death, imminent serious physical injury or physical injury (Board Review 10).

§ 87(2)(g)

Civilian and Officer CCRB Histories

- \$87(2)(b) has been party to seven CCRB complaints and has been named as a victim in all of them (Board Review 11).
- Det. Gengo has been a member-of-service for 36 years and has been a subject in eight CCRB complaints and nine allegations. One allegation has been pleaded and substantiated against Det. Gengo. [87(2)(9)
- Lt. Dunn has been a member-of-service for 22 years and has been a subject in ten CCRB complaints and 17 allegations. Three allegations have been pleaded and substantiated against Lt. Dunn. §87(2)(9)

Mediation, Civil and Criminal Histories

- The investigation determined that this case was ineligible for mediation due to the officers' ongoing attempts to arrest §87(2)(6)
- As of October 15, 2019, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards this to this complaint (Board Review 14).
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

Squad No.:	8		
Investigator:	Signature	Print Title & Name	Date
Squad Leader:	Signature	Print Title & Name	Date
Reviewer:	Signature	Print Title & Name	Date